

Senate File 220 - Introduced

SENATE FILE 220

BY SHIPLEY

A BILL FOR

1 An Act relating to the operation of railroad trains from sunset
2 to sunrise, and making penalties applicable.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. NEW SECTION. 327D.6 Lighted lamps required.

2 A railroad train, as defined in section 321.1, shall display
3 lighted lamps when operated at any time from sunset to sunrise.
4 However, a lighted lamp shall not be displayed inside the cabin
5 if such lamp would harm the vision of the engineer, conductor,
6 brake operator, or any other member of the crew of a railroad
7 train while operating the railroad train.

8 EXPLANATION

9 The inclusion of this explanation does not constitute agreement with
10 the explanation's substance by the members of the general assembly.

11 Code chapter 327D provides for the regulation of carriers.

12 This bill requires a railroad train to display lighted lamps
13 when operated at any time from sunset to sunrise. However,
14 displaying a lighted lamp is prohibited inside the cabin if
15 such lamp would harm the vision of the engineer, conductor,
16 brake operator, or any other member of the crew of a railroad
17 train while operating the railroad train. Under Code section
18 321.1, "railroad train" means an engine or locomotive with or
19 without cars coupled thereto, operated upon rails.

20 Pursuant to Code section 327D.17, a violation of the bill is
21 a simple misdemeanor punishable as a schedule "four" penalty
22 under Code section 327C.5, a fine of not less than \$500 nor
23 more than \$5,000 per violation. In addition, if a violation
24 results in injury to a person, the person may demand in
25 writing, as provided in accordance with Code section 327D.16,
26 that such a violation result in treble damages, attorney fees,
27 and costs.